

REGULAR TOWN BOARD MEETING, March 21, 2018

The regular meeting of the Town Board of the Town of St. Croix Falls was called to order by Chairman Frank Behning at 6:00 p.m. on Wednesday, March 21, 2018, at the Town Hall. Proper notice was given as the agenda was posted at the town hall and on the town's website on March 16, 2018. The Pledge of Allegiance was said. Present by roll call were Chairman Frank Behning, supervisors Katie Appel, Mike Dorsey, Sharon Kelly and Gary Koecher. Also present were zoning administrator James Alt, public works employee Steve Jacobs and legal counsel Gary Bakke. Others in attendance were Mark Adams, Kyle Yunker, Scott Hansen, Ryan Cari, Troy Johnson and Josh Hansen. Koecher/Dorsey **moved** to approve the agenda; **motion carried**. Dorsey/Koecher **moved** to approve the minutes as printed for the February 21, 2018, town board meeting; **motion carried**.

Public comment: No public comment was given

Committee, Commission and Employee Reports: Mr. Jacobs gave the highway report. Mr. Jacobs stated this month has consisted of snow plowing and vehicle repair and maintenance. Dorsey/Koecher **moved** to approve Resolution 18-03; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 18-03

A RESOLUTION TO AMEND THE 2018 BUDGET FOR THE TOWN OF ST. CROIX FALLS

WHEREAS the Town of St. Croix Falls being a state municipality is not required to make estimate payments into the town's Wisconsin Unemployment Insurance account and when a claim is made on the town's Wisconsin Unemployment Insurance account the Wisconsin Unemployment Insurance bills the town.

WHEREAS a claim has been filed and the town has been being billed monthly on that claim; and

WHEREAS the town did not anticipate or budget for this claim.

THEREFORE BE IT RESOLVED by the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, that the sum of six thousand-five hundred dollars (\$6,500.00) is hereby transferred from the Operations Fund to the Other Insurance Expense account for unemployment insurance claim.

The clerk's report was reviewed. Kelly/Koecher **moved** to approve payment of vouchers 18-060 through 18-090 amounting to \$29,859.12; **motion carried** on a unanimous roll-call vote, 5-0. The 2018 year-to-date budget summaries were reviewed. Mr. Alt presented the zoning administrator's report and stated no land use permits have been issued yet this year. There was no building inspection report or supervisor and chairman reports.

New Business; Mr. Alt presented a special exception request for Big Rock Creek Farm. Dorsey/Kelly **moved** to approve Resolution 18-04; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 18-04

A RESOLUTION GRANTING A SPECIAL EXCEPTION TO ALLOW EVENTS, LODGING AND OUTDOOR RECREATION ON APPROXIMATELY 925 ACRES LOCATED IN PARTS OF SECTIONS 5-10 AT 1674 STATE ROAD 87

WHEREAS potential property owners of the previously know property as Big Rock Creek Farms filed an application with the Town of St. Croix Falls Zoning Office on to allow events, lodging and outdoor recreation on approximately 925 acres at 1674 State Road 87, located in parts of Sections 5-10, T34N, R18W, identified as parcels listed Exhibit A which is attached hereto; and

WHEREAS Chapter I, Section I, 4 (b) requires a public hearing be held on the request: and

WHEREAS the Plan Commission did conduct a public hearing on the matter on March 14, 2018 and recommended town board approval of the special exception with conditions to allow events, lodging and outdoor recreation at 1674 State Road 87, located in parts of Sections 5-10 T34N, R18W, identified as parcels listed in Exhibit A.

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls does hereby grant a special exception to allow events, lodging and outdoor recreation at 1674 State Road 87 in parts of Sections 5-10, T34N, R18W, identified as parcels listed in Exhibit A and subject to the following conditions:

1. The special exception shall terminate upon sale or transfer of ownership of either the parcels of land or the business itself, except the permit shall transfer only to the potential buyers currently with a contract to purchase the property and the purchase must be complete within six (6) months of this special exception being granted;
2. Any formal complaint lodged against the use in the first year of operation will lead to an automatic review of the Special Exception by the Plan Commission and/or Town Board at the next possible meeting;
3. The Business will obey all laws and maintain all proper licenses and permits; and
4. The proposed special exception holder must supply their name for this special exception with six (6) months of purchase.

BE IT FURTHER RESOLVED that this special exception is conditioned on the applicants obtaining the necessary and required permits, if any, from Polk County and various agencies of the State of Wisconsin, and

BE IT FURTHER RESOLVED that this special exception must be exercised by application for the necessary permits within twelve (12) month of the date of this Resolution.

Engineering plans for construction on 170th Avenue were reviewed. Dorsey/Appel **moved** to approve publishing bid notice twice with bids due by noon (12:00 p.m.) on Monday, April 16, 2018, at the town hall; **motion carried** on a unanimous voice vote, 5-0. Discussion was had on discontinuing the Town mailing permit. Kelly/Koecher **moved** to void the check to pay for the permit and not obtain the permit, **motion carried** on a unanimous roll-call vote, 5-0. Kelly/Dorsey moved to approve Resolution 18-05; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 18-05

A RESOLUTION APPROVING ADDITIONAL OPERATOR'S LICENSES FOR THE YEAR ENDING JUNE 30, 2018

WHEREAS the individuals listed below has made application to the Town Clerk requesting a operator licenses pursuant to Sections 125.32(2) and 125.68(2) of the Wisconsin Statutes for the year ending June 30, 2018, and WHEREAS the applications appear to be complete and the required fee has been paid;

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls does approve and grant operator's licenses to:

Christensen, Jordan Lee 220 First Avenue E. Apt. #5, Milltown, WI 54858, 2018-67

Clemenson, Jenna L. 1485 270th Avenue, PO Box 633, Frederic, WI 54853, 2018-68

BE IT FURTHER RESOLVED that the Town Clerk be authorized to issue the licenses as the case may be.

Kelly/Koecher moved to approve Resolution 18-06; **motion carried** on a unanimous roll-call vote, 5-0.

Resolution 18-06

A RESOLUTION APPROVING APPOINTMENT OF SUCCESSOR AGENT FOR DANCING DRAGONFLY WINERY'S "CLASS B" BEER & WINE LICENSE FOR THE YEAR ENDING JUNE 30, 2018

WHEREAS all corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent pursuant to sec. 125.04(6) of the Wisconsin Statutes; and WHEREAS at the time of application Todd Schweim was Dancing Dragonfly, LLC dba Dancing Dragonfly Winery's agent; and

WHEREAS on March 16, 2018, the Town of St. Croix Falls received Wisconsin's Department of Revenue Forms AT-104 entitled "Schedule for Appointment of Agent by Corporation/Nonprofit Organization or Limited Liability Company" and Form AT-103 entitled "Auxiliary Questionnaire" requesting an agent change from Dancing Dragonfly Winery for their "Class B" Beer and Wine license; and

WHEREAS the forms appear to be complete and the required fee has been paid; and

WHEREAS a criminal history check has been conducted pursuant to Wis.Stats.125.04(5)(b).

THEREFORE BE IT RESOLVED that the Town Board of the Town of St. Croix Falls, Polk County, Wisconsin, does approve the appointment of April J. Hershfield Johnson as the agent for the Dancing Dragonfly, LLC, dba Dancing Dragonfly Winery for their "Class B" Beer and Wine license for year ending June 30, 2018.

Appel/Dorsey **moved** to change legal services to Jarchow Law and approve the attached agreement for legal services; **motion carried** on a unanimous roll call vote, 5-0. Kelly/Appel **moved** to appoint Janet Krueger as the Town Clerk; **motion carried** on a unanimous roll-call vote, 5-0. Kelly/Appel **moved** to approve payment for training for the clerk, **motion carried** on a unanimous roll-call vote, 5-0.

Closing public comment: None

The chairman read the call for executive session per Wisconsin Statute 19.85(1) (c) for employee performance review. Kelly/Koecher **moved** to adjourn to closed session at 6:48 p.m.; **motion carried** on a unanimous roll-call vote, 5-0.

The Town Board reconvened in open session at 7:30 p.m. with the board members, and legal counsel being present.

The Chair announced that a salary adjustment was approved for a town employee.

Future Agenda Items:

- Jim Alt will bring the commercial business sign list to the next meeting.
- The bids for the road bids will be considered.
- The next board meeting is scheduled for April 18th the Town Open Book meeting is scheduled for April 18th at 4:30 PM.

There being no further business, Kelly/Dorsey **moved** to adjourn the meeting; **motion carried** and the meeting was adjourned at 7:45 PM.

Minutes prepared by Jim Alt and Supervisor Sharon Kelly